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Filing date: **09/26/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91228140
Party	Plaintiff Athletics Investment Group LLC d/b/a The Oakland Athletics Baseball Company
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Date	09/26/2016
Attachments	Motion on Consent.pdf(404595 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re Application Serial No. 86/370,036

Filed: August 18, 2014

For Mark: FLIPPIN' A'S

Published in the Official Gazette: November 24, 2015

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ATHLETICS INVESTMENT GROUP LLC D/B/A :
THE OAKLAND ATHLETICS BASEBALL :
COMPANY, :

Opposition No. 91228140

Opposer,

v.

WENDY POORE.,

Applicant.
-----X

Commissioner for Trademarks
Attn: Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

**MOTION ON CONSENT TO AMEND APPLICATION AND,
IF ACCEPTED, TO WITHDRAW THE OPPOSITION ON CONSENT AND
MOTION ON CONSENT TO SUSPEND PROCEEDINGS**

Pursuant to Rule 2.84(b) of the Trademark Rules of Practice, Applicant respectfully requests that the above-captioned application be amended by adding the bolded language “; **all the foregoing not relating to sports or a sports team, league, mascot or stadium**” to the end of the description of services, which should now read:

EDUCATIONAL AND ENTERTAINMENT SERVICES, NAMELY, A CONTINUING PROGRAM ABOUT HOME BUYING AND SELLING, REAL ESTATE MANAGEMENT, BUILDING REPAIR, HOME IMPROVEMENT, BUILDING RENOVATION AND INTERIOR DECORATING ACCESSIBLE BY MEANS OF RADIO, TELEVISION, CABLE TELEVISION, SATELLITE, AUDIO, VIDEO AND COMPUTER NETWORKS; ENTERTAINMENT SERVICES, NAMELY, PROVIDING NON-DOWNLOADABLE, PRERECORDED AUDIO AND VISUAL RECORDINGS AND ARTICLES FEATURING CONTENT ON HOME BUYING AND SELLING, REAL

ESTATE MANAGEMENT, BUILDING REPAIR, HOME IMPROVEMENT, BUILDING RENOVATION AND INTERIOR DECORATING, ALL ON-LINE VIA A GLOBAL COMPUTER NETWORK; PROVIDING A WEBSITE FEATURING BLOGS AND NON-DOWNLOADABLE PUBLICATIONS IN THE NATURE OF ARTICLES IN THE FIELD OF HOME BUYING AND SELLING, REAL ESTATE MANAGEMENT, BUILDING REPAIR, HOME IMPROVEMENT, BUILDING RENOVATION AND INTERIOR DECORATING; ENTERTAINMENT SERVICES, NAMELY, A MULTIMEDIA PROGRAM SERIES FEATURING SUBJECTS OF GENERAL HUMAN INTEREST DISTRIBUTED VIA RADIO, TELEVISION, CABLE TELEVISION, SATELLITE, AUDIO, VIDEO AND COMPUTER NETWORKS; ENTERTAINMENT SERVICES, NAMELY, AN ONGOING TELEVISION SERIES FEATURING SUBJECTS OF GENERAL HUMAN INTEREST; **ALL THE FOREGOING NOT RELATING TO SPORTS OR A SPORTS TEAM, LEAGUE, MASCOT OR STADIUM** in International Class 41

It is respectfully submitted that this amendment does not require republication as the amendment of the description of services narrows rather than broadens the scope of the application.

This amendment is made pursuant to an agreement between Applicant and Opposer, who has consented to the amendment. If the amendment is approved by the Board, Opposer, with Applicant's consent, requests that the opposition be withdrawn without prejudice.

The parties further request that the opposition proceeding be suspended pending disposition of this motion.

CONCLUSION

Applicant respectfully requests that this request to amend the application be granted in its entirety.

Dated: 9/21, 2016

Respectfully submitted,

LAW OFFICES OF THOMAS M. BRUEN
Applicant's Attorneys

By: 
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CONSENTED TO:

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By: 
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on September 26, 2016, I caused a true and correct copy of the foregoing MOTION ON CONSENT TO AMEND APPLICATION AND, IF ACCEPTED, TO WITHDRAW THE OPPOSITION ON CONSENT AND MOTION ON CONSENT TO SUSPEND PROCEEDINGS to be sent via first class mail, postage prepaid, to Applicant and Correspondent of Record, Wendy Poore, P.O. Box 7767, Tahoe City, CA 96145 with a courtesy copy to Applicant's attorney Erik Reinertson, Law Offices of Thomas M. Bruen, 1990 N. California Blvd., Suite 620, Walnut Creek, CA 94596.

/Ryan A. Ghiselli/
Ryan A. Ghiselli